

STATE BUILDING CODE INTERPRETATION NO. I-38-99

August 2, 1999

The following is offered in response to your request for interpretation of the 1994 State Building Code. Your questions involve Table 401 which sets forth Fireresistance ratings of structural elements (in hours).

Question 1: Must new steel beams supporting a new portion of concrete floor in an existing building required to be Type 1A construction be fireproofed even though existing beams in the building were never properly fireproofed?

Answer 1: Yes. The fact that an error was made in the original construction of the building does not relieve the owner of the building from the requirements of the code in force at the time of renovation to the existing building.

Question 2: Does the local building official have the authority to not enforce the requirement of the code to provide the fireproofing specified in the construction documents in light of the above circumstances?

Answer 2: No. Under no circumstances does a local building official have the authority to ignore enforcement of any provision of the State Building Code.